

1
2
3 UNITED STATES DISTRICT COURT
4 DISTRICT OF NEVADA

5 * * *

6 David Holmes,

Case No. 2:22-cv-01468-GMN-DJA

7 Plaintiff,

Order

8 v.

9 The State of Nevada,

10 Defendant.
11

12 Clark County Detention Center inmate, Plaintiff David Holmes, submitted initiating
13 documents to the Court which include an application to proceed *in forma pauperis* and a civil
14 rights complaint. (ECF Nos. 1, 1-1). Under 28 U.S.C. § 1915(a)(2) and Local Rule LSR 1-2, an
15 incarcerated plaintiff seeking to proceed without paying the filing fee must complete an
16 application to proceed *in forma pauperis* and attach: (1) an inmate account statement for the past
17 six months; and (2) a financial certificate from the institution where he is incarcerated certifying
18 the amount of funds in the plaintiff's trust account at the institution. If the plaintiff has been
19 incarcerated at the institution for fewer than six months, the certificate must show the account's
20 activity for the shortened period. LSR 1-2.

21 Here, Plaintiff's application is incomplete because Plaintiff did not submit an inmate
22 account statement for the past six months. The Court with therefore deny Plaintiff's application
23 to proceed *in forma paupers* without prejudice. If Plaintiff chooses to file another *in forma*
24 *pauperis* application, then he must file a complete application including all the documents
25 referenced in this order.

26
27 **IT IS THEREFORE ORDERED** that Plaintiff's application to proceed *in forma*
28 *pauperis* (ECF No. 1) is **denied without prejudice**.

1 **IT IS FURTHER ORDERED** that the Clerk of Court is kindly directed to send Plaintiff
2 a blank application to proceed *in forma pauperis* by an inmate as well as the accompanying
3 instruction packet.

4 **IT IS FURTHER ORDERED** that by **October 12, 2022**, Plaintiff must either: (1) file a
5 complete application to proceed *in forma pauperis*, on the correct form with complete financial
6 attachments; or (2) pay the full \$402 filing fee for a civil action, which includes the \$350 filing
7 fee and the \$52 administrative fee.

8
9 DATED: September 12, 2022



DANIEL J. ALBREGTS
UNITED STATES MAGISTRATE JUDGE